



177C

TRANSMITTAL LETTER			Case No. 659/867 K-C Ref. No. 17022
Serial No. 09/899,808	Filing Date July 5, 2001	Examiner To be assigned	Group Art Unit 1772
Inventor(s) Price et al.			
Title of Invention REFASTENABLE ABSORBENT GARMENT			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Fifth Supplemental Information Disclosure Statement (3p/in dup); Form PTO-1449 (1 p) and 2 Cited References F-1 and F-2; return receipt postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

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					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
					Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
  
Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 1, 2004.

Date: March 1, 2004 Signature:

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# CERTIFICATE OF MAILING

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March 1, 2004

Date of Deposit

Andrew D. Stover, Reg. No. 38,629

Name of Applicant, Assignee or  
Registered Representative

*AD Stover*

Signature

March 1, 2004

Date of Signature

Our Case No.: 659/867

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Price et al.

Serial No.: 09/899,808

Filing Date: July 5, 2001

For: REFASTENABLE ABSORBENT  
GARMENT

Examiner: To be assigned

Group Art Unit No.: 1772

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## FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Fifth Supplemental Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

**FOREIGN DOCUMENTS**

DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES OR NO
Publication No. 382,258	Unknown	TAIWAN	Yes

**OTHER DOCUMENTS**

Copy of Letter dated January 7, 2004 for Taiwan Patent Application No. 91115029 from Huang & Partners, Taiwan, Republic of China, 2 pages.

Pursuant to the undersigned attorney's obligation and duties under 37 C.F.R. §§ 1.56 and 1.98(a)(3) and (c), an English translation for the attached section of Taiwan Patent Publication No. 382,258 is included for the express purpose of providing a concise explanation of that reference to the Patent and Trademark Office with the opportunity to evaluate the same. As set forth in reference F2, Taiwanese Patent Publication No. 382,258 (F1) was cited against Taiwanese Patent Application No. 91115029, which corresponds to the present application.

In accordance with 37 C.F.R. § 1.97(g),(h), this Fifth Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

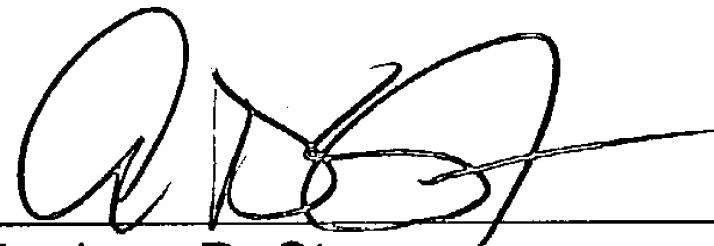
Pursuant to 37 C.F.R. § 1.97(C)(1) and (e)(2), Applicants' undersigned attorney states that no item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned attorney after making reasonable inquiry, no item of

information contained in this statement was know to any individual designated in §1.56(c) more than three months prior to the filing of this statement.

This Fifth Supplemental Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Fifth Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

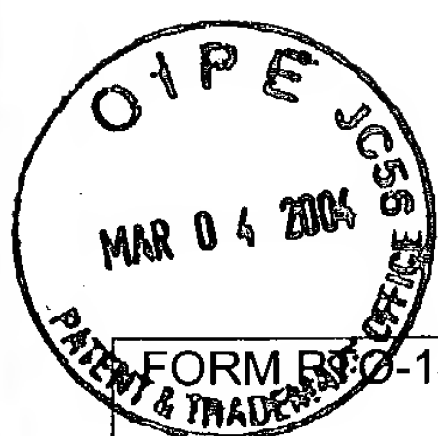
Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200



FORM PTO-1449	SERIAL NO. 09/899,808	CASE NO. 659/867 K-C 17022
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	FILING DATE July 5, 2001	GROUP ART UNIT 1772
APPLICANT(S): Price et al.		

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	F1 Patent Application No. 382,258	Unknown	Taiwan		Yes

## OTHER ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIAL	<small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)</small>				
	F2	Copy of Letter dated January 7, 2004 for Taiwan Patent Application No. 91115029 from Huang & Partners, Taiwan, Republic of China, 2 pages			

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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.